

GOVERNMENT OF TELANGANA

ABSTRACT

Scheduled Castes Development Department (SCDD) – One-man Commission - Commission of Inquiry under Commissions of Inquiry Act, 1952 (Central Act-60 of 1952) - Appointment of Hon'ble Dr. Justice Shameem Akther, former Judge, High Court for the State of Telangana, as One-man Commission for conducting a detailed study on sub-classification within **Scheduled Castes** reserved categories and to carefully examine various aspects associated with the issue and to make recommendations to the Government - Notification – Orders - Issued.

SCHEDULED CASTES DEVELOPMENT (POA.A2) DEPARTMENT

G.O.Ms.No. 8

Dated: 11-10-2024

Read the following:-

1. Hon'ble Supreme Court of India Judgment dt:01.08.2024 in Civil Appeal No.2317 of 2011 in the case of the State of Punjab & Others vs Davinder Singh & Others.
2. Govt.Memo.No.106/Cabinet/A2/2024, G.A.(Cabinet) Department, Dt.12.09.2024.

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ORDER:-

The Seven Judge Constitution Bench of the Hon'ble Supreme Court of India delivered a Judgment on 01.08.2024 in Civil Appeal No.2317 of 2011 in the case of the State of Punjab & Others vs Davinder Singh & Others (reported in 2024 INSC 562) on the sub-classification within **Scheduled Castes** reserved categories.

2. Government of Telangana constituted a Committee to study the said Judgment (referred to supra) on the sub-classification within **Scheduled Castes** reserved categories and to carefully examine various aspects associated with the issue and to make recommendations regarding the way-forward in the matter with the following composition:

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| 1. Sri Nalamada Uttam Kumar Reddy,
Minister for I&CAD, Food & Civil Supplies. | : Chairman |
| 2. Sri Damodar Rajanarsimha
Minister for Health, Medical & Family Welfare,
Science and Technology. | : Co-Chairman |
| 3. Sri Duddilla Sridhar Babu,
Minister for Information Technology, Electronics
& Communications; Industries & Commerce and
Legislative Affairs. | : Member |
| 4. Sri Ponnamp Prabhakar,
Minister for Transport; BC Welfare. | : Member |
| 5. Smt. D. Anasuya Seethakka,
Minister for Panchayat Raj & Rural Development
(including Rural Water Supply), Women & Child
Welfare. | : Member |
| 6. Dr. Mallu Ravi, Member of Parliament,
Nagarkurnool Parliamentary Constituency. | : Member |

3. The Committee met under the Chairmanship of the Hon'ble Minister for I&CAD & Civil Supplies and after detailed discussions, has recommended for appointment of Commission of Inquiry for sub-classification within **Scheduled Castes** reserved categories based on the above Supreme Court Judgment dated 01.08.2024.

4. Since the above subject matter is of public importance, Government of Telangana has decided to appoint a Commission of Inquiry for conducting a detailed study on sub-classification within **Scheduled Castes** reserved categories in terms of the above Judgement of the Supreme Court and to submit a report to the Government.

[P.T.O.]

5. Accordingly, the following Notification shall be published in an Extraordinary issue of the Telangana Gazettee dated: 11.10.2024.

NOTIFICATION- I

WHEREAS Government of Telangana is of the opinion that it is necessary to appoint a Commission of Inquiry for conducting a detailed study on sub-classification within **Scheduled Castes** reserved categories in the State of Telangana in view of the Supreme Court Judgment dt.01.08.2024 in the case of State of Punjab and others vs Davinder Singh and others (Civil Appeal No.2317 of 2011).

2. Now, therefore, in exercise of the powers conferred by section 3 of the Commissions of Inquiry Act, 1952 (Central Act No.60 of 1952), the Government of Telangana hereby appoint Hon'ble Dr. Justice Shameem Akther, former Judge, High Court for the State of Telangana, as Commissioner of Inquiry for sub-classification within **Scheduled Castes** reserved categories in the State of Telangana in terms of the Supreme Court Judgment in the case of State of Punjab and other vs Davinder Singh and others (Civil Appeal No.2317 of 2011), dated:01.08.2024.

3. The following are the Terms of Reference of the said Commission of inquiry:

- a. To undertake a rationale sub-classification and grouping together of the homogeneous sub-castes of Scheduled Castes in the State of Telangana by adopting a scientific methodology and by considering the available Contemporaneous Data and Census.
- b. To conduct empirical studies to identify inter-se backwardness within various sub-groups of Scheduled Castes in the State of Telangana, by focusing on inadequacy of representation in the Services of the State and admissions into Educational Institutions.
- c. To Examine various facets of the social, economic, political and educational backwardness among various sub-groups within Scheduled Castes and identify the manner of effective implementation of sub-classification of Scheduled Castes in the State of Telangana, in terms of the Judgment of the Hon'ble Supreme Court in State of Punjab & Others vs Davinder Singh & Others in Civil Appeal No.2317 of 2011 on 01.08.2024.
- d. To submit a report with specific recommendations on the above aspects and on all other measures required to be undertaken to ensure that the benefits of reservation policies are equitably distributed among the various sub-groups of Scheduled Castes.

4. The Commission will hold its sittings at Hyderabad or at any other place as it considers necessary. The Commission shall complete its inquiry and submit report to the State Government within a period of sixty (60) days from the date of assumption of charge.

NOTIFICATION- II

Whereas, the Government of Telangana is of the opinion, having regard to the nature of the inquiry to be made by the Commission and other circumstances of the case that all the provisions of Sub-Sections (2), (3), (4) and (5) of Section 5 of the Commission of Inquiry Act, 1952, should be made applicable to the Commission appointed in the Notification-I above.

2. Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 5 of the said Act, the Government of Telangana hereby direct that all the provisions of the sub-sections (2), (3), (4) and (5) of Section 5 of the Commission of Inquiry Act, 1952 shall apply to the Commission.

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6. The Commissioner, Scheduled Castes Development Department, Hyderabad shall make necessary arrangements for office accommodation, mobility, staff, communication and other necessary infrastructure to facilitate the Commission to conduct the said Inquiry.

7. All the officers concerned shall handover all the requisite documents and material evidence to the Commission of Inquiry, and assist the Commission.

8. Separate orders will be issued as regards the remuneration, staff and other infrastructural facilities to the Commission.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**N.SRIDHAR
PRINCIPAL SECRETARY TO GOVERNMENT**

To:

The Commissioner of Printing, Stationery & Stores Purchase (Pub.Wing), Hyderabad (for publication of the Notification in an extraordinary issue of Telangana State Gazette, Dated:11.10.2024 and to supply 100 copies of the same)

Hon'ble Dr. Justice Shameem Akther,
former Judge, High Court for the State of Telangana,
The Commissioner, SCD Department, Hyderabad

Copy to:

The Registrar General, High Court for the State of Telangana, Hyderabad.

The Principal Secretary to Govt., Finance Department.

The Principal Secretary to Govt., Planning Department.

The Principal Secretary to Government, B. C. Welfare Department,

The Secretary to Govt., Tribal Welfare Dept.,

The Secretary, Law (H) Department.

The Commissioner, B.C.Welfare Department.

The Commissioner, TW Department.

The PS/OSD to Minister for I&CAD, Food & Civil supplies

The PS/OSD to Minister for Health, Medical & Family Welfare, Science and Technology.

The PS/OSD Minister for Information Technology, Electronics & Communications; Industries & Commerce and Legislative Affairs.

The PS/OSD Minister for Transport; BC Welfare

The PS/OSD Minister for Panchayat Raj & Rural Development (including Rural Water supply), Women & Child Welfare.

The PS/OSD to Dr. Mallu Ravi, Member of Parliament, Nagarkurnool Parliamentary Constituency.

The PS to Chief Secretary to Government, Govt.of Telangana.

The PS to Principal Secretary to CM.

The PS to Secretary to Government (Political), GAD.

Sf/Sc.

// FORWARDED:: BY ORDER //

SECTION OFFICER